IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 22414 of 2004

Between:

Sk. K. Hussani, S/o Syed,

Hussani,Muslim,
R/o H.No. 3-1-42.

Kakatiya Colony,

Near Alankar Theatre,

Hanamkonda.

..... PETITIONER

AND

1. The Industrial Tribunal

-cum-Labour Court,

Warangal.

2 Depot Manager,

APSRTC, Jangaon Depot,

Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased

to issue a suitable writ order or direction more particularly one in the nature of writ of Certiorari calling for the records pertaining to I.D.No. 60 of 2002 on the file of the Industrial Tribunal-cum-Labour Court, Warangal and declare the order therein dt. 30-9-2004 holding that the enquiry is valid and conducted in accordance with the principles of natural justice and due process of law is illegal, arbitrary and violative of principles of natural justice, in view of the fact that the enquiry officer submitted report in a casual manner without examining the material witnesses and in the absence of crucial document and quash the order dt. 30-9-2004 in I.D.No. 60 of 2002 on the file of the Industrial Tribunal cum Labour Court, Warangal and consequently declare that the enquiry report is vitiated in view of the non examination of material witnesses and in the absence of crucial documets and pass such other order or orders

Counsel for the Petitioner: SMT.S.A.V.RATNAM

Counsel for the Respondent No.1: GP FOR LABOUR

Counsel for the Respondent No.2: SMT.P.RAJANI REDDY, S.C.

The Court at the admission stage, made the following :

THE HON'BLE MR JUSTICE K.C.BHANU

WRIT PETITION NO: 22414 of 2004

ORDER:

The order under challenge does not suffer from any unreasonable infirmities so as to call for interference by this Court. The contention raised by the learned counsel for the petitioner, can as well be agitated before the Tribunal because the matter is pending before Tribunal and posted for arguments.

2. In such view of the matter, the relief sought by the petitioner cannot be granted. The writ petition is totally misconceived and is

accordingly dismissed at the stage of admission. No costs.

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December 6, 2004

Kvr

TO

1. The Industrial Tribunal
-cum-Labour Court,
Warangal.

2 Depot Manager,
APSRTC, Jangaon Depot,
Warangal District.

3 Two C.Cs. to G.P. for Labour,
High Court Buildings,
High Court of A.P.,
Hyderabad, (OUT)

4 Two C.D. Copies.